

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
RAMESH "SUNNY" BALWANI,  
  
Defendant.

Case No. 5:18-CR-00258-2 EJD


**JURY NOTES DURING  
DELIBERATIONS**

Attached are Jury Notes Nos. 1 through 6 received by the Court during the Jury's deliberations in the above-referenced matter.

Mark B. Busby  
Clerk, United States District Court

DATED: July 7, 2022

By:

  
Cheré Robinson  
Deputy Clerk to the Honorable Edward J. Davila

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

PRESIDING: JUDGE EDWARD J. DAVILA

Case No. 5:18-CR-00258-2

Case Title: *United States v. Ramesh "Sunny" Balwani*

NOTE FROM THE JURY DURING DELIBERATIONS

Date: 6/24/2022

Time: 4:20 pm

Note No. 1

1. The Jury has reached a unanimous verdict. [Please mark] (      )

or

2. The Jury has the following question:

Deliberation Schedule

6/27 ———  
6/28 8-4:30  
6/29 8-4:30  
6/30 ———  
7/1 ———  
7/5 9-4:30  
7/6 9-4:30  
7/7 9-4:30  
7/8 9-4:30

Eir Roe

DATE: \_\_\_\_\_

Signature of Juror

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

**PRESIDING: JUDGE EDWARD J. DAVILA**

**Case No. 5:18-CR-00258-2**

**Case Title: *United States v. Ramesh "Sunny" Balwani***

**NOTE FROM THE JURY DURING DELIBERATIONS**

Date: 6/28/22

Time: 1:35

Note No. # 2


1. The Jury has reached a unanimous verdict. [Please mark] ( ☐ )

or

2. The Jury has the following question:

I would like to know what happens if  
the jury cannot agree in a specific Count?  
What other option we have beside Guilty and  
not Guilty

DATE: 6/28/22

  
\_\_\_\_\_  
Signature of Juror

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

PRESIDING: JUDGE EDWARD J. DAVILA

Case No. 5:18cr00258-EJD-2

Case Title: United States of America v Ramesh Sunny Balwani

RESPONSE TO JURY NOTE NO. 2

The court refers the Jury to instruction no. 29 – Duty to Deliberate.

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DATE: 06/28/2022

TIME: 2:27 pm



Edward J. Davila  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

**PRESIDING: JUDGE EDWARD J. DAVILA**

**Case No. 5:18-CR-00258-2**

**Case Title: *United States v. Ramesh "Sunny" Balwani***

**NOTE FROM THE JURY DURING DELIBERATIONS**

Date: 6/29/22

Time: 8:15

Note No. 3


1. The Jury has reached a unanimous verdict. [Please mark] (\_\_\_\_)

or

2. The Jury has the following question:

Trial Exh 5441 says it should be available in native format  
as Theranos\_v12.xlsx but we do not see it. Is this available?

DATE: 6/29

  
Signature of Juror

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

PRESIDING: JUDGE EDWARD J. DAVILA

Case No. 5:18-CR-00258-2 EJD

Case Title: *United States of America v. Ramesh "Sunny" Balwani*

**RESPONSE TO JURY NOTE NO. 3**

Yes, please see Exhibit 4093.

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DATE: July 29, 2022

TIME: 9:32 AM



Edward J. Davila  
UNITED STATES DISTRICT JUDGE



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

PRESIDING: JUDGE EDWARD J. DAVILA

Case No. 5:18-cr-00258-EJD-1

Case Title: USA v Elizabeth Holmes

NOTE FROM THE JURY DURING DELIBERATIONS

Date: 7/5/22

Time: 2:50pm

Note No. 4

1. The Jury has reached a unanimous verdict. [Please mark] (\_\_\_\_)


or

2. The Jury has the following question:

Updated Schedule

See attached


DATE: 7/5/2022

  
Signature of Juror

W 7/6 9-4:30  
Th 7/7 9-4:30  
F 7/8 —

M 7/11 9-4:30  
Tu 7/12 9-3  
W 7/13 9-1  
Th 7/14 9-4:30  
F 7/15 —

Updated 7/5/22

  
Eric [Signature]



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

PRESIDING: JUDGE EDWARD J. DAVILA

Case No. 5:18-CR-00258-2

Case Title: *United States v. Ramesh "Sunny" Balwani*

NOTE FROM THE JURY DURING DELIBERATIONS

Date: 7/6/2022

Time: 12:35

Note No. 5

1. The Jury has reached a unanimous verdict. [Please mark] (\_\_\_\_)

or

2. The Jury has the following question:

Need clarification on Court #16 Re: Patient E.T.'s lab  
blood tests results on or about May 11, 2015.

Is the faxed test result the only qualification for <sup>intrastate</sup> wire  
fraud or does the customer service call that may have  
been made between California and Arizona qualify this  
interaction as <sup>intrastate</sup> wire fraud?

DATE: 7/6/2022



Signature of Juror

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

PRESIDING: JUDGE EDWARD J. DAVILA

Case No. 5:18-CR-00258-2 EJD

Case Title: *United States of America v. Ramesh "Sunny" Balwani*

**RESPONSE TO JURY NOTE NO. 5**

Please see Jury Instruction No. 20, in particular lines 23 and 24 on page 22, and lines 14  
and 15 on page 23.

DATE: July 6, 2022

TIME: 1:47 pm



Edward J. Davila  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

**PRESIDING: JUDGE EDWARD J. DAVILA**

**Case No. 5:18-CR-00258-2**

**Case Title: *United States v. Ramesh "Sunny" Balwani***

**NOTE FROM THE JURY DURING DELIBERATIONS**

Date: 7/7/22

Time: 10:25 am

Note No. 6

1. The Jury has reached a unanimous verdict. [Please mark] (X)

or

2. The Jury has the following question:

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DATE: 7/7/22

  
Signature of Juror